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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

EMILIO MORALES,

Plaintiff,

v.

MICHAEL CHERTOFF, as Secretary of the
Department of Homeland Security;
EMILIO T. GONZALEZ, Director of the
U.S. Citizen and Immigration Services;
ROBERT S. MULLER, Director of
Federal Bureau of Investigation,

Defendants.

No. C 07-2991 MJJ

**STIPULATION TO DISMISS; AND
~~PROPOSED~~ ORDER**

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice because the United States Citizenship and Immigration Services is now prepared to adjudicate Plaintiff's application for naturalization and agrees to do so within 30 days of the dismissal of this action, provided the petitioner does not commit a disqualifying act in the interim. The parties agree that the Court will have jurisdiction to enforce this order if necessary.

Each of the parties shall bear their own costs and fees.

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Stipulation to Dismiss
C07-2991 MJJ

1 Dated: November 5, 2007

Respectfully submitted,

2 SCOTT N. SCHOOLS
United States Attorney

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5 /s/
ILA C. DEISS
Assistant United States Attorney
6 Attorney for Defendants

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8 Dated: November 5, 2007

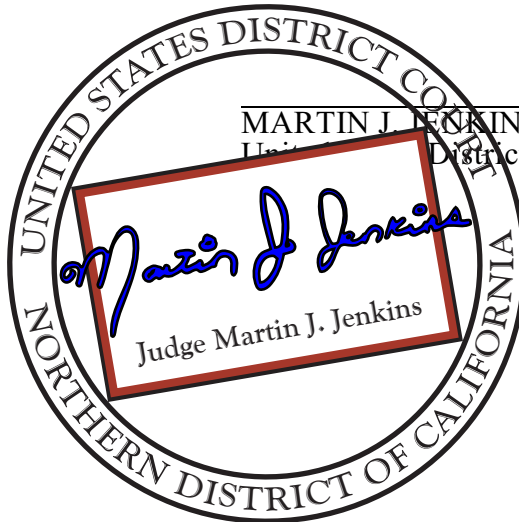
/s/
9 TRICIA WANG
Attorney for Plaintiff

10
11 **ORDER**

12 Pursuant to stipulation, IT IS SO ORDERED.

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15 Date: 11/06/07

16 MARTIN J. JENKINS
District Judge



Stipulation to Dismiss
C07-2991 MJJ